Attorney Docket No.: SOM920030005US2

DECLARATION

AS A BELOW NAMED INVENTOR, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE: ADAPTIVE QOS SYSTEM AND METHOD

the specification of which is attach	ed hereto or indicates an	attorney docket no. SOM920030005US2, or:		
was filed in the U.S. Patent &	Trademark Office on and	d assigned Serial No.,		
and (if applicable) was amend	ed on	······································		
amended by any amendment referr the examination of this application benefits under Title 35, U.S. Code any PCT international application	ed to above. I acknowledge in accordance with Title \$119(a)-(d) or \$365(b) of which designated at least alow and have also identification.	the contents of the above-identified specification to the duty to disclose information which is materially as a specification of the duty to disclose information which is materially as a specification of the disclosure of the di	erial to patentabi reby claim foreign's certificate, or 19(e) of any Uni nventor's certific	ility and to gn priority §365(a) of ited States ate having
60400 627	II-iand Casass	t-1-29 2002	Priority (
60/490,627 (Application Number)	United States (Country)	July 28, 2003 (Day/Month/Year filed)	Yes [X]	NO[]
(Application Number)	(Country)	(Day/Month/Year filed)	Yes []	No[]
International application designation application is not disclosed in the p of Title 35, U.S. Code §112, I ack	ing the United States, listorior United States or PCT nowledge the duty to disc	ode §120, of any United States application(s) and below and, insofar as the subject matter of International applications(s) in the manner provides information material to patentability as dethe filing date of the prior application and the nate.	each of the clai vided by the first efined in Title 3	ms of this paragraph
(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandone	ed)	
(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandone	ed)	
I hereby appoint the following attorneys:	Winfield J. Brown, Reg. No. (31,901; Frederick T. Boehm, Reg. No. 32,458; JoAnn	Kealy Crockatt, F	≀cg. No.

I hereby appoint the following attorneys: Winfield J. Brown, Reg. No. 31,901; Frederick T. Boehm, Reg. No. 32,458; JoAnn Kealy Crockatt, Reg. No. 36,493; Steven J. Meyers, Reg. No. 29,330; David M. Shofi, Reg. No. 39,835; each of them of INTERNATIONAL BUSINESS MACHINES CORPORATION, Route 100, Somers, New York 10589; to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

RYAN, MASON & LEWIS, LLP 1300 Post Road, Suite 205 Fairfield, CT 06824 Tel.: (203) 255-6560

Page 1 of 2

Attorney Docket No.: SOM920030005US2

I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST OR SOLE INVENTOR:	Shu-Ping Chang	Citizenship	United States
Inventor's signature: Residence & Post Office address: 3761 Indi	A COURT DOOR	_	
	an Hill Road K, NY 10588		
FULL NAME OF SECOND JOINT INVENTOR:	Fei Li	Citizenship	P.R. China
Inventor's signature:		Date:	
	121 st Street – Apt. 54A k, NY 10027		
FULL NAME OF THIRD JOINT INVENTOR:	James Sargent Lipscomb	Citizenship	United States
Inventor's signature: Jume Large	it Lissand	Date: 3/3	0/2004
Residence & Post Office address: 1646 Pai	ne Street		
Yorktow	n Heights, NY 10598		

DECLARATION

AS Λ BELOW NAMED INVENTOR, I hereby declare that: My residence, post office address and citizenship are as stated next to my name. I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE: ADAPTIVE QOS SYSTEM	I AND METHOD	
he specification of which is attached he SOM920030005US2, or:		
was filed in the U.S. Patent & Tra	idemark Office on at	nd assigned Senai No.,
and (if applicable) was amended on		
I hereby state that I have review specification, including the claims, as an acknowledge the duty to disclose information of this application in according hereby claim foreign priority benefits foreign application(s) for patent or investigation which designated at least or United States provisional application(s) applications for patent or inventor's certain which priority is claimed:	mended by any amen nation which is mater dance with Title 37, under Title 35, U.S. (intor's certificate, or the country other than	Code of Federal Regulations §1.56. Code §119(a)-(d) or §365(b) of any §365(a) of any PCT international the United States, or §119(e) of any the also identified below any foreign
<u>Priority Claimed:</u> 60/490,627	United States	July 28, 2003
Yes [X] No[] (Application Number)	(Country)	(Day/Month/Year filed)
Yes [] No[] (Application Number)	(Country)	(Day/Month/Year filed)
I hereby claim the benefit under application(s), or §365(c), of any PCT listed below and, insofar as the subject disclosed in the prior United States or by the first paragraph of Title 35, U.S. information material to patentability a which became available between the finternational filing date of this application.	International application and the matter of each of the PCT International ap Code §112, I acknows defined in Title 37, alling date of the prior	e claims of this application is not oplications(s) in the manner provided wledge the duty to disclose Code of Federal Regulations §1.56
(Application Serial Number) abandoned)	(Filing Date)	(STATUS: patented, pending,

(Application Serial Number)	(Filing Date)	(STATUS: patentea.
pending, ahundoned)		
I hereby appoint the following attorneys: Win 32,458; Joann Kealy Crockatt. Reg. No. 36, 39,835; each of them of INTERNATIONAL York 10589; to prosecute this application and connected therewith and with any divisional, with full power of appointment and with full patents which may issue thereon, and request	BUSINESS MACHINES CORPORT IN STREET BY STREET	RATION, Route 100, Somers, New atent and Trademurk Office issue or re-examination application, ney or agent, and to receive all
I HEREBY DECLARE that all stater all statements made on information a statements were made with the know punishable by fine or imprisonment, willful false statements may jeopardithereon.	1300 Post Fairfield, Tel.: (203 ments made herein of my own and belief are believed to be tra veledge that willful false statements with under \$1001 of Title) 255-6560 knowledge are true and that he; and further that these ents and the like so made are 18 U.S. Code and that such
	INVENTOR: Shu-Ping	Chang
FULL NAME OF FIRST OR SOLE Citizenship United State		Ciming
Inventor's signature:		Date:
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FULL NAME OF THIRD JOINT ICitizenshipUnited Star		argent Lipscomb
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Attorney Docket No. SOM920030005US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):

Shu-Ping Chang

Fei Li

James Sargent Lipscomb

SERIAL NO.:

Unassigned

FILED:

Concurrently Herewith

TITLE:

ADAPTIVE QOS SYSTEM AND METHOD

ASSOCIATE POWER OF ATTORNEY

Please recognize JOSEPH B. RYAN, Reg. No. 37,922; KEVIN M. MASON, Reg. No. 36,597; WILLIAM E. LEWIS, Reg. No. 39,274; ROBERT J. MAURI, Reg. No. 41,180; WAYNE L. ELLENBOGEN, Rcg. No. 43,602; MICHAEL J. CHANG, Rcg No. 46,611; and ROBERT W. GRIFFITH, Rcg. No. 48,956 each of them of RYAN, MASON & LEWIS, LLP, 1300 Post Road, Suite 205, Fairfield, CT 06824 as associate attorneys in the above-mentioned application, with full power to prosecute said application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

Telephone calls should be made to Robert J. Mauri by dialing (203) 255-6560.

All written communications are to be sent to Ryan, Mason & Lewis, LLP, 1300 Post Road, Suite 205, Fairfield, CT 06824.

Daled

32104

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